

1 **Wilfred Carl Mell (Estate)**
 Atty Krbechek, Randolph (for Petitioner/Executor Dale G. Mell)
 Atty Burnside, Leigh (for Objector Dale L. Mell)

Case No. 12CEPR00225

1) First and Final Account and Report of Executor, and 2) Petition for its Settlement, 3), for Allowance of Attorney's Fees, 4) and for Final Distribution

DOD: 5/29/2009		DALE GEORGE MELL , Executor, is petitioner. Please see petition for details. Objections to the First and Final Account filed by Dale L. Mell on 12/16/14. Supplement to First and Final Account and Report of Executor filed on 12/17/14	NEEDS/PROBLEMS/COMMENTS: <u>Continued to 3/3/15</u> at the request of the attorney. 1. Need Amended Petition. Since this petition was filed, the attorney has filed two separate supplements to address issues raised in the examiner notes. Each supplement changes material facts, including the proposed distribution. It appears that an amended petition should be filed in order to give the court, and all interested parties, one complete and concise pleading. It should be noted that the prior examiner notes suggested an amended pleading be filed. Examiner has not reviewed the Second Supplement to the Account and Report for this hearing.				
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<table border="1"> <tr> <td>Reviewed by: KT</td> </tr> <tr> <td>Reviewed on: 2/3/15</td> </tr> <tr> <td>Updates:</td> </tr> <tr> <td>Recommendation:</td> </tr> <tr> <td>File 1 - Mell</td> </tr> </table>			Reviewed by: KT	Reviewed on: 2/3/15	Updates:	Recommendation:	File 1 - Mell
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2 Wendell Anthony Avey (Estate)

Case No. 14CEPR00233

Atty Bagdasarian, Gary G. (for Patricia Ray Breazeale – Administrator with Will Annexed – Petitioner)

(1) Waiver of Accounting and Report of Administrator With Will Annexed; for Petition of Settlement Thereof; (2) for Waiver of Statutory Attorney's Fees and Administrator With Will Annexed's Commissions; (3) for Approval of the Abandonment of the Real Property, (4) for Costs Reimbursement, and (5) for Final Distribution

DOD: 1-1-14		<p>PATRICIA RAY BREAZEALE, Administrator with Will Annexed, with Full IAEA without bond, is Petitioner.</p> <p>Accounting is waived.</p> <p>I&A: \$147,399.88 POH: \$49.00 cash plus real property</p> <p>Administrator (Statutory): Waived</p> <p>Attorney (Statutory): Waived</p> <p>Costs: \$1,815.00, which includes filing fees, publication, \$523.70 for a private investigator to obtain proofs of subscribing witness, certified letters, recording letters, probate referee. Petitioner states \$1,550.00 have been paid from estate funds and \$265.00 remains due.</p> <p>Petitioner states administration is completed and the estate is in a position to be closed. All costs of administration incurred to date have been partially satisfied with funds of the estate.</p> <p>Three creditor's claims remain unpaid:</p> <ul style="list-style-type: none"> • IRS \$2,478.65 • FTB \$6,858.12 (rejected 10-29-14) • Kings Credit Services \$1,694.52 (rejected 10-29-14) <p>Petitioner states the real property of the estate, valued at \$145,000.00, is encumbered by a first and a second deed of trust for a total of \$194,355.20 plus interest; therefore, there is no equity in this property. Petitioner requests that she be authorized to abandon said property.</p> <p style="text-align: center;">SEE PAGE 2</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 10-30-14. The following issue remains noted:</p> <p>1. It does not appear that the estate is in a position to be closed, as the real property, although encumbered for an amount that exceeds its value, still exists as an asset of the estate, and therefore must be addressed. Petitioner requests the Court authorize her to abandon the property. Need authority to terminate proceedings with an asset remaining outstanding.</p> <p><u>Note:</u> It appears Petitioner has continued to reside at the property, as the Notice of Hearing was mailed to her at the address on Nectarine Street in Selma.</p>	
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Reviewed by: skc

Reviewed on: 2-2-15

Updates:

Recommendation:

File 2 – Avey

Page 2

Petitioner requests to pay the remaining \$49.00 to Attorney Bagdasarian toward the outstanding costs.

Petitioner states the sums owing to the California Franchise Tax Board and the IRS will have priority from any additional amounts payable to the estate or any other property not now known or discovered that may belong to the estate or in which the decedent or estate may have any interest, and any income received therefrom as follows:

1. IRS 26.5% until \$2,478.65 is paid
2. FTB 73.5% until \$6,858.12 is paid
3. After said sums are paid in full, the sum of \$1,694.52 shall be paid to Kings Credit Services.
4. After payment of the above, the property of the estate not now known or discovered should be distributed to Petitioner as sole heir pursuant to the decedent's will.

First Amended Petition to Determine Succession to Real Property

DOD: 6-28-99		SCOTT BUSCH , Special Administrator of the Estate of Lila Busch, is Petitioner. 40 days since DOD No other proceedings I&A: \$35,000.00 (Decedent's one-half interest in real property located at 921 DeWitt in Sanger, CA) Decedent died intestate Petitioner requests Court determination that the real property passes to Petitioner as Special Administrator of the Estate of Lila Busch.	NEEDS/PROBLEMS/COMMENTS: <u>Note:</u> This petition appears dependent on Petitioner being appointed as Special Administrator of the Estate of Lila Busch pursuant to the related petition at Page 6 of this calendar. <u>Note:</u> Page 5 is a related Petition to Determine Succession to Real Property for Decedent Lila Busch, which appears dependent on this petition being granted, as it passes the interest being passed here to her heir. <u>Note:</u> Per Attachment 14, Lila Busch (DOD 10-7-08) is the post-deceased spouse of this decedent. <u>Note:</u> Attorney is reminded to ensure that all double-sided documents are properly tumbled pursuant to Cal. Rule of Court 2.134. 1. Need appointment as Special Administrator of the Estate of Lila Busch. (See Page 6.)
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4A J. Jesus Rocha (Estate)

Case No. 14CEPR00797

Atty Fanucchi, Edward L. (for Maria Ines Gonzalez – Petitioner – Wife of Nephew in Law)

Atty Knudson, David N. (for Irene Sanchez Mayoral – Spouse – Competing Petitioner)

Petition for Letters of Administration; Authorization to Administer Under IAEA (Prob.
C. 8002, 10450)

DOD: 06/24/2014		<p>MARIA INES GONZALEZ, wife of nephew in law, is petitioner and requests appointment as Administrator with bond set at \$100,000.00.</p> <p>Limited IAEA – o.k.</p> <p>Decedent died intestate</p> <p>Residence: Parlier Publication: The Business Journal</p> <p>Estimated value of the Estate: Real Property - \$100,000.00 Less encumbrances - \$91,000.00 Total - \$9,000.00</p> <p>Probate Referee: Rick Smith</p> <p>Objection filed by Irene Sanchez Mayoral, Spouse, on 10/07/2014 states she objects to the petition filed by Maria Ines Gonzalez asking to be appointed as administrator to the decedent's estate as the objector is capable of managing her husband's estate. Objector states that she has had several issues with the petitioner and petitioner's husband who have been residing as tenants in the decedent's home. The objector was informed by Chase Bank that the mortgage loan was in the early stages of foreclosure due to non-payment. The objector informed the bank of the decedent's death and she was acknowledged as the next of kin. A packet was mailed to the husband's estate so that the objector could update her information. The objector alleges that the petitioner and the petitioner's husband received the package and corresponded back with the bank with their personal information instead of the Objector's. Objector served Maria Ines Gonzalez, petitioner, and Gonzalo Sandoval Sanchez, petitioner's husband with a 60 day notice to vacate the decedent's house for non-payment. Objector states there is an open inquiry with the DA's office in the matter of the petitioner and her husband using the decedent's food stamps card while he was in Mexico and after he was deceased.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>4B is the competing petition filed by Irene Sanchez Mayoral, decedent's spouse.</p> <p><u>Note:</u> If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Thursday, 03/05/2015 at 9:00a.m. in Dept. 303 for the filing of the bond and Thursday, 06/04/2015 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal and • Thursday, 04/04/2016 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p>
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		<p>Reviewed by: LV</p> <p>Reviewed on: 02/03/2015</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 4A - Rocha</p>	

4A

Dept. 303, 9:00 a.m. Thursday, February 5, 2015

Amended Petition for Letters of Administration; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

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Screen</div><div></div></div> </div> <div style="border: 1px solid black; padding: 2px;"> <div style="display: flex; justify-content: space-between;"><div>✓ Letters</div><div></div></div> </div> <div style="border: 1px solid black; padding: 2px;"> <div style="display: flex; justify-content: space-between;"><div>✓ Duties/Supp</div><div></div></div> </div> <div style="border: 1px solid black; padding: 2px;"> <div style="display: flex; justify-content: space-between;"><div>Objections</div><div></div></div> </div> <div style="border: 1px solid black; padding: 2px;"> <div style="display: flex; justify-content: space-between;"><div>Video Receipt</div><div></div></div> </div> <div style="border: 1px solid black; padding: 2px;"> <div style="display: flex; justify-content: space-between;"><div>CI Report</div><div></div></div> </div> <div style="border: 1px solid black; padding: 2px;"> <div style="display: flex; justify-content: space-between;"><div>9202</div><div></div></div> </div> <div style="border: 1px solid black; padding: 2px;"> <div style="display: flex; justify-content: space-between;"><div>✓ Order</div><div></div></div> </div> <div style="border: 1px solid black; padding: 2px;"> <div style="display: flex; justify-content: space-between;"><div>Aff. Posting</div><div></div></div> </div> <div style="border: 1px solid black; padding: 2px;"> <div style="display: flex; justify-content: space-between;"><div>Status Rpt</div><div></div></div> </div> <div style="border: 1px solid black; padding: 2px;"> <div style="display: flex; justify-content: space-between;"><div>UCCJEA</div><div></div></div> </div> <div style="border: 1px solid black; padding: 2px;"> <div style="display: flex; justify-content: space-between;"><div>Citation</div><div></div></div> </div> <div style="border: 1px solid black; padding: 2px;"> <div style="display: flex; justify-content: space-between;"><div>FTB Notice</div><div></div></div> </div>	<p>IRENE SANCHEZ MAYORAL, spouse, is petitioner and requests that GUADALUPE ROCHA be appointed Administrator without bond.</p> <p>All heirs waive bond and nominate Guadalupe Rocha as Administrator.</p> <p>Guadalupe Rocha consents to the appointment of Administrator.</p> <p>Full IAEA – o.k.</p> <p>Decedent died intestate</p> <p>Residence: Parlier Publication: The Business Journal</p> <p>Estimated value of the Estate:</p> <table style="width: 100%;"> <tr> <td>Real Property</td> <td align="right">-</td> <td align="right">\$100,000.00</td> </tr> <tr> <td>Less encumbrances</td> <td align="right">-</td> <td align="right">\$91,000.00</td> </tr> <tr> <td>Total</td> <td align="right">-</td> <td align="right">\$9,000.00</td> </tr> </table> <p>Probate Referee: Rick Smith</p> <p>Declaration of Maria Ines Gonzalez and Gonzalo Sandoval in Opposition to Petition of Irene Sanchez-Mayoral to Nominate an Administrator filed 12/11/2014 states the decedent and the petitioner, Irene Sanchez-Mayoral were married 01/24/1987, per their Certificate of Marriage (a duly translated copy of the original certified 08/08/2014, both of which are attached hereto and marked respectively Exhibits 1 and 2), all property acquired by each of them during the marriage was to be the separate property of the acquiring spouse which derives from their mutual selection – Regimen Matrimonial: Bienes Separados – as noted on their Certificate of Marriage; Each of the spouses signed the Marriage Registry of Coquimatlan from which is extracted all information given on the attached Exhibit 2.</p> <p align="center"><u>Please see additional page</u></p>	Real Property	-	\$100,000.00	Less encumbrances	-	\$91,000.00	Total	-	\$9,000.00	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>4C is the Hearing on Fee Waiver for Irene Sanchez Mayoral.</p> <p><u>Note:</u> If the petition is granted status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Thursday, 06/04/2015 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Thursday, 04/04/2016 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.</p> <div style="border: 1px solid black; padding: 2px; margin-top: 10px;">Reviewed by: LV</div> <div style="border: 1px solid black; padding: 2px; margin-top: 2px;">Reviewed on: 02/03/2015</div> <div style="border: 1px solid black; padding: 2px; margin-top: 2px;">Updates:</div> <div style="border: 1px solid black; padding: 2px; margin-top: 2px;">Recommendation:</div> <div style="border: 1px solid black; padding: 2px; margin-top: 2px;">File 4B - Rocha</div>
Real Property	-	\$100,000.00									
Less encumbrances	-	\$91,000.00									
Total	-	\$9,000.00									

Cohabitation of the Spouses – Decedent and Irene Sanchez-Mayoral resided together in the state of Colima, Mexico until 2006/2007 when the decedent left Mexico to go to Oakland, California. He left Colima due to employment matters; they had two children (twins) who are now adults, and he adopted a child of Mrs. Sanchez-Mayoral also now an adult. All children live in the State of Colima. The decedent left Mexico because he was heavily indebted, and Mrs. Sanchez-Mayoral had run him out of the home in Colima. About that time the decedent signed divorce papers which he returned to Mrs. Sanchez-Mayoral to file when she decided to do so. At that point, each of them decided to separate. The decedent went to live in an apartment in Colima Centro which he was buying for a few months, and then left for Oakland, California. He returned to the State of Colima often during holidays or time off from work in California, but never resided with Mrs. Sanchez-Mayoral. On his last visit, which started in October 2013, and lasted until his death on 06/24/2014, (See Exhibit 3, the Certificate of Death duly abstracted from the Registry of Death of the State of Colima and its translation marked as Exhibit 4). He had planned to spend two weeks in Colima, but had become ill and underwent treatments in Colima which prevented his return to Parlier, California. While he was there on his last visit, he rented a hotel room and other houses. He always maintained close fatherly relations with his three children.

Employment of J. Jesus Rocha – From his civil service in Mexico, Mrs. Sanchez-Mayoral was entitled to his MSS (Mexican Social Security) and his civil service union pensions, as his surviving wife. Mrs. Sanchez-Mayoral was always aware, per her words, that she would lose those benefits if she filed for the divorce that the decedent had signed in 2006/2007. She is now getting both pensions. Mrs. Sanchez-Mayoral came to Fresno after the decedent's death to claim U.S. Social Security benefits, as his surviving wife.

While in Oakland, California, the decedent worked in a soybean cheese factory for a few months and lived with his sister. In 2007, he moved to Parlier to live with a sister-in-law, Evangelina Sanchez-Mayoral, for one week, and then moved into an apartment rented by Petitioner, Maria Ines Gonzalez, and her husband, Gonzalo Sandoval, in Parlier, California.

The decedent started to work in 2007 for employment agencies who placed him at National Raisin. He was working as a sanitation worker. His last day of work was in 2011. He then got unemployment benefits for two years.

Purchase of house at 1206 King, Parlier, Ca. – In 2008, the decedent urged the undersigned to buy a house, and he wanted to help them qualify because neither competing-petitioner, Maria Ines Gonzalez, or her husband had a valid social security number or good credit; the decedent signed as buyer on three different offers and finally on the purchase of the present home. All buyer's charges in escrow were paid by Gonzalo Sandoval and Maria Ines Gonzalez from their wages and sale of a car. The decedent contributed nothing. However, he did obtain from the IRS an \$8,000.00 refund as a first time buyer. He kept all of that money. The buyer was at all times shown as the decedent. The loan to buy the property was arranged by Resources Lenders, and all payments to current date have been paid by Gonzalo Sandoval and Maria Ines Gonzalez. The source of all monies to make these payments were their wages. The decedent did not contribute to these payments. There was a lender requirement that the named buyer, the decedent, have three months bank deposits of \$3,000.00, and that was arranged by Mr. Sandoval and Mrs. Gonzalez giving \$3,000.00 to a straw-man to deposit in decedent's bank account at Bank of America.

Please see additional page

Neither Mrs. Gonzalez nor Mr. Sandoval could withdraw from the decedent's bank account. From 2007-2012, the decedent paid to them \$250.00 per month for room and board. Starting in 2013, he paid \$300.00 per month. He executed an Affidavit dated 08/12/2013 to attest that he paid for room and board at 1206 King Street. He executed this document in his application for Medi-Cal benefits. It was always understood between the decedent and Mr. Sandoval and Mrs. Gonzalez that the decedent had no interest in the property on King St. Attached is Exhibit 6, a copy of the grant deed the decedent recorded in 04/20/2010 wherein he took title as "Jesus Rocha-Gaitan, an unmarried man."

Actions by Mrs. Sanchez-Mayoral to remove competing petition from 1206 King St. Parlier, Ca. – Mrs. Sanchez-Mayoral served Mrs. Gonzalez and Mr. Sandoval with a Verified Complaint, Unlawful Detainer dated 08/18/2014 and a 60-day Notice of Termination of Tenancy signed 08/04/2014 relative to 1206 King Street, Parlier, plus a 3 – Day Notice to Pay \$2,2205.00. The Complaint was supposedly filed in the "Selma Superior Court of California," the envelope for those documents shows the address of the former courthouse.

Second, Mrs. Sanchez-Mayoral made contact with Chase Bank – the lender for the purchase of 1206 King Street, Parlier. She sought to change the loan to her name, and advised Chase of the decedent's death per Chase letter dated 08/22/2014.

Third, Mrs. Sanchez-Mayoral came to the home on or about 10/01/2014, and demanded entry into the home which she was denied. She then called the Parlier Police Department who arrived, and they stayed on the street and eventually left.

The clear intent of Mrs. Sanchez-Mayoral is to take title and possession of the house and remove Mrs. Gonzalez, Mr. Sandoval and their children from their home.

Declaration of Evangelina Sanchez-Mayoral in Support of the Opposition to Petition of Irene Sanchez-Mayoral to Nominate an Administrator filed 12/11/2014 states she is the sister of Irene Sanchez-Mayoral. On or about the date of the burial of J. Jesus Rocha on 06/24/2014, the declarant called her sister and stated she was worried now about the house in Parlier that Gonzalo Sandoval and his wife Maria Ines Gonzalez had purchased in the name of the decedent. The declarant states that she had been fully aware of the plan of the decedent to help Mr. Sandoval and his wife purchase the house by showing him as the buyer, although he never paid anything for the house or the escrow or the loan to purchase the house. The decedent and the declarant had spoke about the arrangement between them.

The decedent had offered the same proposition to Evengelina Sanchez-Mayoral to buy a house first, and said that if she chose not to do so, he had already spoken to Gonzalo and Maria Ines to help them buy a house by using his name. Gonzalo and Maria Ines could not get a loan and buy the home because they had no valid social security numbers and were illegally present in the United States. The decedent told his children that he helped Gonzalo and Maria Ines buy the home and that he did not own the home.

Mrs. Sanchez-Mayoral, competing-petitioner said she was would honor the decedent's promise, and that she would come to California, if necessary, to help Gonzalo and Maria Ines straighten out the title on the home. Mrs. Sanchez-Mayoral, competing-petitioner, told her sister that she wanted to see an attorney to do what was necessary to put the house in Gonzalo and Maria Ines' name.

Please see additional page

An appointment was made with a paralegal on 07/30/201. On that day, Mrs. Sanchez-Mayoral told her sister to tell Gonzalo to turn over all the papers on the house to her because she was the widow, she had become the owner of the house. The declarant, Evangelina Sanchez-Mayoral, was upset with this change in attitude. In 10/2014, the competing-petitioner threatened her sister, the declarant, that if she testified against her she would report her to I.C.E for deportation. The declarant states she has lived and worked 25 years in Fresno County and she is self-supporting.

Memorandum of Points and Authorities in Support of Opposition to Petition of Irene Sanchez-Mayoral to Nominate an Administrator filed 12/11/2014 states decedent died intestate so the provisions of Probate Code §8460 et seq. apply as to the nomination and appointment of an administrator. The priorities of Probate Code §8461 do not apply to the nominated administrator, Guadalupe Rocha, because, as nephew of the decedent, he is not entitled to succeed to any part of the estate (Probate Code §8462(a)). Assuming there be an estate with assets, succession of the estate would be to the decedent's three children surviving him.

The surviving wife is not competent to act as personal representative because she is a resident of Mexico (Probate Code §8402(2)(4)). The surviving wife, if she were competent to act, here, has no priority because she has no entitlement to succeed to any part of the estate according to their terms of marriage in Mexico which specifies each party's property before and after is unbeholden to the other. The surviving wife has acquired no community or quasi-community property rights in the estate, as all of the estate was acquired by the decedent after separation in 2006 or 2007. The Probate Code §8465(b) do not apply to this nominee because of the provisions of Probate Code §8462(b), as earlier explained.

Finally, when the nominee is a California resident nominated by a foreign resident (Probate Code §8465(2)), the Court shall consider whether the nominee is capable of faithfully executing the duties of the office (Probate Code §8465(d)). The factors the Court may consider are, among others:

1. Whether the nominee has an adverse conflict of interest with any interested person, viz, the Petitioner and Objectors, Maria Ines Gonzalez, and her husband, Gonzalo Sandoval, (Probate Code §48)
2. Whether the nominee had a business or personal relationship with the decedent; here, there was not any such relationship by the nominee and the decedent. (Probate Code §8465(d)).

The appointment of the nominee would engender a Petition for Removal by Petitioner and her husband, as an interested party next of kin, under provision of Probate Code §8502(b) and (d). There is unity of interest between the nominator and the nominee to extract concessions, as to the realty, at the least, from the Petitioner and her husband by making this matter prohibitively costly and putting them in great fear of losing their home and investment at 1406 King Parlier, Ca. and the ultimate goal of the nominator and nominee is to eliminate the Petitioner and her husband from title and effect distribution to the nominator and/or her three children.

If the Court appoints the nominee as administrator, he should be denied Independent Administration of Estates Act powers. Wherefore, the nomination must be rejected and the Petition of Irene Sanchez-Mayoral be denied.

Please see additional page

Response of Irene Sanchez-Mayoral to Opposition of Maria-Ines Gonzalez to Irene's Petition for Appointment of Administrator; Opposition to Ines' Petition for Appointment; and Points and Authorities filed 12/16/2014 states Irene Sanchez-Mayoral is the decedent's wife. As a non-U.S. resident, she is entitled to nominate a California resident to be administrator of her husband's estate. Decedent's children, all non-U.S. residents, likewise have standing to nominate a California resident to be administrator of their father's estate. Guadalupe Rocha, a niece of decedent, has joined in the petition seeking her appointment as administrator. She has priority over Maria Ines Gonzalez. Maria Ines Gonzalez is unrelated to the decedent; her husband is a "nephew-in-law," with no direct relationship to decedent. Her intent is to acquire title to the residence in her name and the name of her husband, to the detriment of decedent's spouse and children. For the reasons herein stated, the petition for appointment of Guadalupe Rocha as administrator must be granted, and the petition of Maria Ines Gonzalez for appointment as administrator must be denied.

Request for Judicial Notice filed 12/16/2014 on Memorandum of Points and Authorities regarding the nomination and Appointment of Administrator and Special Administrator, filed 11/21/2014; and Declaration/attachment 3f(3) to Petition for Appointment of Special Administration filed 11/21/2014.

Declaration of Estela M. Lopez In Support of the Opposition to Petition of Irene Sanchez-Mayoral to Nominate an Administrator filed 02/03/2015 states she is the real estate agent for London Properties and has an income tax service; she was acquainted with Jesus Rocha because she handled his income tax returns for several years. In all of his returns, he indicated he was a single man. When Maria Ines Gonzalez, and her husband, Gonzalo Sandoval, wanted to buy the property at 1206 King Street, Parlier, Ca., Mr. Rocha came to Ms. Lopez to complete a form. Ms. Lopez asked him why he wanted to fill out the form, and he said he was going to help Maria Ines Gonzalez, and her husband, Gonzalo Sandoval, purchase the property by using his name and credit. He said that he would have ownership in the property. In the sale of said property, Ms. Lopez was the realty agent for the seller.

Hearing on Fee Waiver

		<div>NEEDS/PROBLEMS/COMMENTS:</div> <div>CONFIDENTIAL HEARING</div>
Cont. from 121814		
	Aff.Sub.Wit.	
	Verified	
	Inventory	
	PTC	
	Not.Cred.	
	Notice of Hrg	
	Aff.Mail	
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
	9202	
	Order	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	
		<div>Reviewed by: LV</div> <div>Reviewed on: 02/03/2015</div> <div>Updates:</div> <div>Recommendation:</div> <div>File 4C - Rocha</div>

DOD: 10-7-08		SCOTT BUSCH , Son, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: Note: Lila Busch is the post-deceased spouse of Christian Busch. It appears this petition is dependent on Petitioner being appointed as Special Administrator of the Estate of Lila Busch pursuant to the related petition at Page 6 of this calendar in order to pass Decedent Christian Busch's one half interest in the real property to the Special Administrator of the Estate of Lila Busch at Page 3 of this calendar. 2. The original will has not been deposited with the Court pursuant to Probate Code §8200. <i>Declaration filed 1-15-15 states the original will has not been located. The attorney that prepared the will provided the copy.</i> 3. Need I&A pursuant to Probate Code §13152(a)(2). Note: An I&A reflecting the decedent's 100% interest in the real property as of her date of death at \$125,000.00 was filed into Case 14CEPR01085 connection with Petitioner's Petition for Appointment as Special Administrator (Page 6); however, it appears that I&A would have been more appropriately filed in this matter. <i>Declaration filed 1-15-15 requests the I&A was erroneously filed in the other case and respectfully asks that it be considered filed herein.</i> Note: Attorney is reminded to ensure that all double-sided documents are properly tumbled pursuant to Cal. Rule of Court 2.134.
		40 days since DOD	
		No other proceedings	
Cont. from 011515		I&A: Need	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory	x	
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	w	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: skc
			Reviewed on: 2-2-15
			Updates:
			Recommendation:
			File 5 - Busch

DOD: 10-7-08		SCOTT BUSCH , Son, is Petitioner and requests appointment as Special Administrator without bond.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 011515		Petitioner does not state a reason for special administration. There is no Attachment 3f(3).	<p><u>Note:</u> Attorney is reminded to ensure that all double-sided documents are properly tumbled pursuant to Cal. Rule of Court 2.134.</p> <p><u>Note:</u> Page 5 is a related Petition to Determine Succession to Real Property for this decedent.</p>
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC	Will dated: 11-13-07	<p>4. Need revised Order specifying the powers of the Special Administrator at Attachment 3d(2).</p> <p>5. The Court may require clarification regarding anticipated time frame for the Special Administrator to complete the necessary actions as specified for purposes of specifying an expiration date.</p>
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg	Residence: Sanger, CA Publication: N/A	
<input checked="" type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.	Estimated value of estate: Real property: \$125,000.00	
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.	Probate Referee: Steven Diebert (I&A was filed with petition)	
<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp	X	
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order	X	
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: skc
			Reviewed on: 2-2-15
			Updates:
			Recommendation:
			File 6 - Busch

7 Raymond Pirie (CONS/PE)**Case No. 14CEPR01089****Atty Kruthers, Heather H. (for Public Guardian – Petitioner)****Atty Bagdasarian, Gary (Court appointed for Proposed Conservatee)****Atty Petty, Teresa (for Objector Anna Young)****Petition for Appointment of Probate Conservator of the Person and Estate (Prob. C. 1820, 1821, 2680-2682)**

See petition for details			NEEDS/PROBLEMS/COMMENTS: Court Investigator advised rights on 1-7-15 Voting rights affected – need minute order <u>Minute Order 12-16-14 (Temp) (Judge Cardoza):</u> Also present with Ms. Kruthers is Anita Harper. Ms. Petty is appearing as counsel for Anna Lisa Young who is objecting to the petition. Ms. Petty is directed to submit written objections. The Court appoints Mr. Bagdasarian as counsel for Raymond Pirie. The Court makes the following temporary order: Anna Lisa Young is ordered not to have any direct or indirect contact with Raymond Pirie. The temporary is extended to 1/15/14. All orders remains in full force and effect. The General Hearing remains set for 1/15/15. Temporary Letters extended to 1/15/15. All other orders remain in full force and effect. <u>Minute Order 1-15-15:</u> Ms. Horton is specially appearing for Teresa Petty and represents that her client wants a contested hearing. Ms. Petty is ordered to be personally present in court on 2-5-15. All orders remain in full force and effect. Temp extended to 2-5-15. Note: If granted, the Court will set status hearings as follows: <ul style="list-style-type: none"> • Thursday, July 9, 2015 for the filing of the Inventory and Appraisal • Thursday, July7, 2016 for the filing of the First Account Current. If the proper items are on file prior to the status hearing dates.
			Reviewed by: skc
			Reviewed on: 2-2-15
			Updates:
			Recommendation:
			File 7 - Pirie

Cont. from 011515		
	Aff.Sub.Wit.	
✓	Verified	
	Inventory	
	PTC	
	Not.Cred.	
✓	Notice of Hrg	
✓	Aff.Mail	W
	Aff.Pub.	
	Sp.Ntc.	
✓	Pers.Serv.	W
	Conf. Screen	
✓	Letters	
	Duties/Supp	
✓	Objections	
	Video Receipt	
✓	CI Report	
	9202	
✓	Order	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
✓	Citation	
	FTB Notice	

Atty Roberts, Gregory J. (for Kandis Bragg, sister)

Petition to Establish Special Needs Trust

		KANDIS BRAGG, sister, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:	
		Petitioner requests establishment of the	1. Petition and the proposed special needs trust (SNT) do not include any provisions of California Rule of Court (CRC) 7.903. Pursuant to Local Rule 7.19(B), trusts funded by court order in Fresno County must comply with CRC 7.903; therefore, the Petitioner's proposed SNT must comply with CRC 7.903.	
		GARY CHARLES ALLEN SPECIAL NEEDS		
		TRUST pursuant to 42 USC § 1382(c)(a)(3),		
		and Probate Code §§ 3604 and 3611,		
Cont. from		based upon the following:		
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg		2. Petitioner requests that the SNT be funded with retirement income benefits accrued since the death of the proposed SNT Beneficiary's mother, without specifying the actual sum that will initially constitute the SNT assets. Information regarding the amount that will initially fund the SNT, to be considered in conjunction with the ~\$6,000.00 annual sum to be received by the SNT, is critical information for the Court's determination regarding the appropriate protections applicable to this SNT that the Petitioner requests to be created by this Court.	
✓	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/S			
	Objections			
	Video Receipt			
	CI Report		~Please see additional page~	
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
				Reviewed by: LEG
				Reviewed on: 2/4/15
			Updates:	
			Recommendation:	
			File 8 – Allen	

NEEDS/PROBLEMS/COMMENTS, continued:

3. Bond is required pursuant to Local Rule 7.19(B) and CA Rule of Court 7.903(c)(5) for trusts created and funded by Court order. However, depending upon the information provided in response to the issue raised regarding the initial funding amount of the SNT, the Court may in the alternative authorize the SNT funds be placed into a blocked account pursuant to Local Rule 7.8.1 (I).
4. Proposed SNT contains terms such as authority of the Trustee to purchase and maintain real property (Article Two, Section C), designation of successor trustees (Article Four, Section A), and several other terms that appear to be inappropriate for a special needs trust established in accordance with this Court's practice pursuant to the Local Rules, the California Rules of Court, the Probate Code, and other applicable statutory provisions. **Note:** To facilitate revision of the proposed SNT, a "Working Draft" of the proposed SNT has been prepared for reference, which contains suggestions and proposed changes for potential revisions to the terms of the SNT. The Working Draft was scanned and faxed to Attorney Gregory Roberts on **2/4/2015** for consideration of proposed changes.
5. Need revised proposed order which contains the complete terms of the **GARY CHARLES ALLEN SPECIAL NEEDS TRUST** (in the form of the entire SNT document attached with the signature line for the Court on the last page of the SNT) for Court approval and signature, and which complies with CA Rule of Court 7.903(b) and Local Rule 7.19(B) and (D), requiring that the Court order creating or approving the funding of a trust must provide that the trust is subject to the continuing jurisdiction of the Court.
6. Need *Order to Deposit Money into Blocked Account*, if Court requires this alternative to the bond requirement, which order should specify: (1) the initial **dollar amount** to be deposited that will fund the SNT, and (2) that payments of **~\$500.00** are authorized to be deposited into the blocked account each month.

Note: If petition is granted, Court will set status hearings as follows:

- **Monday, April 6, 2015 at 9:00 a.m. in Dept. 303** for filing of (the bond or) proof of deposit in blocked account; and
- **Thursday, May 5, 2016 at 9:00 a.m. in Dept. 303** for filing of the first account of the SNT.

Pursuant Local Rule 7.5, if the documents noted above are filed 10 days prior to the dates listed, the hearings will be taken off calendar and no appearance will be required.

Dept. 303, 9:00 a.m. Thursday, February 5, 2015

Jerry Rendino DOD: 12-4-02		See petition for details.	NEEDS/PROBLEMS/ COMMENTS: 1. Pursuant to Probate Code §15602(a)(3), bond is required if an individual who is not named in the trust instrument is appointed as trustee by the Court. If bond is required, the Court may require clarification regarding the total value of the trust, including all trust assets.	
Thomas Rendino DOD: 3-9-12				
Gregg Rendino DOD: 9-23-14				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
N/A	Notice of Hrg			
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/ Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 2-2-15	
			Updates:	
			Recommendation:	
			File 9 – Rendino	

Age: 45 years	CHARLES R. BARRETT and MARGARET E. BARRETT , parents were appointed as Limited Co-Conservators of the Person and Estate on 1/6/1988.	NEEDS/PROBLEMS/COMMENTS: 1. Need Seventh Account and/or current verified status report.
	Petitioner's Sixth Account covering the period from 01/01/08 – 12/31/13 was settled on 06/10/14.	
Cont. from	Minute Order from hearing on 06/10/14 set this matter for status regarding filing of the Seventh Account.	
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: JF
		Reviewed on: 02/02/15
		Updates:
		Recommendation:
		File 10 – Barrett

11 Charles Lee Jefferson (Estate)

Case No. 08CEPR00469

Atty Hamilton, Laura
Atty Jefferson, Carrie L.
Atty Yengoyan, David A
Atty Fanucchi, Edward L.

Status Hearing Re: Filing of the Inventory and Appraisal

Age:		NEEDS/PROBLEMS/COMMENTS: <u>OFF CALENDAR</u> Inventory & Appraisal filed by successor conservator on 12/12/14
DOD:		
Cont. from		
<input type="checkbox"/>	Aff.Sub.Wit.	
<input type="checkbox"/>	Verified	
<input type="checkbox"/>	Inventory	
<input type="checkbox"/>	PTC	
<input type="checkbox"/>	Not.Cred.	
<input type="checkbox"/>	Notice of Hrg	
<input type="checkbox"/>	Aff.Mail	
<input type="checkbox"/>	Aff.Pub.	
<input type="checkbox"/>	Sp.Ntc.	
<input type="checkbox"/>	Pers.Serv.	
<input type="checkbox"/>	Conf. Screen	
<input type="checkbox"/>	Letters	
<input type="checkbox"/>	Duties/Supp	
<input type="checkbox"/>	Objections	
<input type="checkbox"/>	Video Receipt	
<input type="checkbox"/>	CI Report	
<input type="checkbox"/>	9202	
<input type="checkbox"/>	Order	
<input type="checkbox"/>	Aff. Posting	
<input type="checkbox"/>	Status Rpt	
<input type="checkbox"/>	UCCJEA	
<input type="checkbox"/>	Citation	
<input type="checkbox"/>	FTB Notice	
		Reviewed by: JF
		Reviewed on: 02/02/15
		Updates:
		Recommendation:
		File 11 – Jefferson

			NEEDS/PROBLEMS/COMMENTS: <u>OFF CALENDAR</u> Second Account filed 2-3-15 is set for hearing on 3-11-15.
Cont. from 121214			
	Aff.Sub.Wit.		
	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
Reviewed by: skc			
Reviewed on: 2-2-15			
Updates: 2-3-15			
Recommendation:			
File 12 - Danielson			

Probate Status Hearing RE: Filing First Account and/or Final Distribution

DOD: 1-27-13	MARIANN BASINGER was appointed Executor without IAEA and without bond and Letters issued on 4-2-13.	NEEDS/PROBLEMS/COMMENTS: 1. Need first account or petition for final distribution of this probate estate. <u>Note: The property in Portugal is not subject to this probate estate, as it is outside of this Court's jurisdiction. Therefore, the Court may require clarification: Is the property subject to ancillary proceedings in the proper jurisdiction? Has Ms. Basinger been appointed and given authority to sell the property? Are the proceeds expected to be distributed from that ancillary probate or are the proceeds expected to be distributed to this estate, and then distributed pursuant to this probate?</u>
Cont From 090514, 120414	At the hearing on 4-2-13, the Court set this status hearing for the filing of the first account or petition for final distribution.	
Aff.Sub.Wit.	Inventory and Appraisal filed 10-22-13 indicates a total estate value of \$13,538.94 including \$788.94 cash, a vehicle, and real property in Portugal without a value stated.	Reviewed by: skc Reviewed on: 2-2-15 Updates: Recommendation: File 13 - Collins
Verified	A status report filed 10-21-13 states that an attorney in Portugal was retained to complete the property transfer, the Portugese Consulate has approved all documents, and six months was necessary to complete the transfer and sale of the property.	
Inventory	A status report filed 8-25-14 states the property in Portugal has been transferred to the Executor's name and a sale is pending. It should take three months to complete the sale and finalize probate.	
PTC	Minute Order 9-5-14 states Petitioner informs the Court that she is trying to sell the house.	
Not.Cred.	A "checklist" style Status Report was filed 11-24-14 that states the sale of the property in Portugal has been delayed and is scheduled to close 11-30-14. It will take three months from date of sale to finalize probate.	
Notice of Hrg	Minute Order 12-4-14: Ms. Basinger represents that the Portugal property is at a provisional sale status. The Court admonishes that additional status reports must be in proper format with copies of all paperwork attached.	
Aff.Mail	Status Report filed 1-20-15 states the estate is not in a condition to close because the sale of the property in Portugal has been approved and the closing date for the purchase is scheduled for 1-21-15. The proceeds will be wire transferred to the account for the estate. A federal income tax return will be required. The estimated time it will take to close the estate is two months. Petitioner requests authority to continue administration of the estate until 3-21-15.	
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

Status Hearing Re: Filing of the Inventory and Appraisal

DOD: 02/19/14	<p>CHARLES ROBINSON, son, was appointed Executor with full IAEA and without bond on 10/22/14.</p> <p>Minute Order from hearing on 10/22/14 set this matter for status regarding filing of the Inventory & Appraisal.</p> <p>Status Report Re I & A filing, filed 01/30/15 states: a request for appraisal has been submitted to Steven Diebert, probate referee and the attorney is awaiting its return. When the Inventory is received it will be filed with the court.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>OFF CALENDAR</u></p> <p>Final Inventory & Appraisal filed 02/02/15</p>
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input type="checkbox"/> Verified		
<input checked="" type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg		
<input type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
<p>Reviewed by: JF</p> <p>Reviewed on: 02/02/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 14 – Robinson</p>		

Pro Per Carr, Theresa D. (Pro Per Petitioner, paternal grandmother)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

		<p>TEMPORARY GRANTED ON THE COURT'S OWN MOTION EXPIRES 12/11/2014; extended to 2/5/2015</p> <p>THERESA D. CARR, paternal grandmother, is Petitioner.</p> <p align="center"><i>~Please see Petition for details~</i></p> <p>Court Investigator Report was filed on 10/30/2014.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Continued from 12/11/2014.</u> Minute Order states matter continued to allow time for Ms. Carr to have the paternal grandfather, who is in custody, served.</p> <p><u>Note:</u> All notice issues have been addressed.</p>
Cont. from 110614, 121114			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.		
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
✓	Clearances		
✓	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
			<p>Reviewed by: LEG</p> <p>Reviewed on: 2/2/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 15 – Hall</p>

Amended Petition to Determine Succession to Real Property (Prob. C. 13151)

DOD: 6-13-14		JUANA M. AGUILAR , Spouse, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		40 days since DOD	1. Petitioner states the decedent owned a 100% interest in the real property; however, it is unclear if the real property was the decedent's <i>separate property</i> or if it was <i>community property</i> .
		No other proceedings	
<input type="checkbox"/>	Aff.Sub.Wit.		Pursuant to Probate Code §6401, community property would pass to the spouse; however, separate property would pass 1/3 to the spouse and 2/3 to the decedent's 12 children.
<input checked="" type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory		Therefore, need clarification.
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		2. Petitioner originally submitted the I&A containing the real property as well as a second I&A listing a bank account containing \$1,101.21. However, this amended petition only appears to request that the real property pass to Petitioner. The Court may require clarification.
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	w	Reviewed by: skc
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		Reviewed on: 2-2-15
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		Updates:
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		Recommendation:
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		File 16 – Aguilar
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

17 Prince Perry (GUARD/P)**Case No. 14CEPR00988****Atty Adams, Jessika (pro per Petitioner/maternal step-grandmother)****Atty Adams, Lance (pro per Petitioner/maternal grandfather)****Atty Adams, Amber (Pro Per – Mother – Objector)****Petition for Appointment of Guardian of the Person (Prob. C. 1510)**

		<u>TEMPORARY EXPIRES 02/05/2015</u>	NEEDS/PROBLEMS/COMMENTS:
		<u>PLEASE SEE PETITION AND OBJECTION FOR DETAILS</u>	<p>Minute Order of 01/08/2015: Ms. Adams is admonished that it is her responsibility to make contact with the Court Investigator or the Court could deny her petition. The Court orders the Department of Social Services to check on the safety and welfare of the minor.</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> • Amber Adams (Mother) 3. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> • Paternal Grandparents (Unknown) • Sharland Taylor (Maternal Grandmother)
Cont. from 010815			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg	X	
	Aff.Mail	X	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.	X	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: LV
			Reviewed on: 02/03/2015
			Updates:
			Recommendation:
			File 17 - Perry

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Age: 14		TEMPORARY EXPIRES 02/05/15		NEEDS/PROBLEMS/COMMENTS:	
		AURORA GONZALEZ , non-relative, is Petitioner.		1. Need Notice of Hearing.	
		Father: DAVID CRUZ – Consent & Waiver of Notice filed 12/12/14		2. Need proof of service by mail at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Guardian of the Person <u>or</u> Consent & Waiver Notice <u>or</u> Declaration of Due Diligence for:	
Cont. from		Mother: ELVERA HERNANDEZ – Consent & Waiver of Notice filed 12/12/14		a. Joseph Cruz (brother)	
	Aff.Sub.Wit.	Paternal grandfather: DECEASED		b. Maternal grandparents	
✓	Verified	Paternal grandmother: FELIPA CRUZ – Consent & Waiver of Notice filed 12/12/14			
	Inventory	Paternal grandparents: UNKNOWN			
	PTC	Siblings: MARISSA CRUZ , MARINA CRUZ , MARIAH CRUZ – Consents and Waivers of Notice filed 12/12/14			
	Not.Cred.	Sibling: JOSEPH CRUZ			
	Notice of Hrg	Petitioner states she and the minor's father were in a relationship and when the relationship ended, the father left the minor in her care. The minor has been in her home for the past nine years and refers to Petitioner as mom.			
	Aff.Mail	DSS Social Worker Irma Ramirez filed a report on 01/27/15.			
	Aff.Pub.				
	Sp.Ntc.				
	Pers.Serv.	n/a			
✓	Conf. Screen			Reviewed by: JF	
✓	Letters			Reviewed on: 02/02/15	
✓	Duties/Supp			Updates:	
	Objections			Recommendation:	
	Video Receipt			File 18 – Cruz	
✓	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
✓	UCCJEA				
	Citation				
	FTB Notice				

Kimberly, 4	TEMPORARY EXPIRES 02/05/15		NEEDS/PROBLEMS/COMMENTS:
Linda, 3	<p>MARIA AVITIA PEREZ, maternal grandmother, is Petitioner.</p> <p>Father (Kimberly): UNKNOWN Father (Linda): JUAN VASQUEZ - Declaration of Due Diligence filed 12/11/14 states that he was deported to Mexico and his current whereabouts are unknown</p> <p>Mother: ROCIO GOMEZ – Consent & Waiver of Notice filed 12/11/14</p> <p>Paternal grandparents (both): UNKNOWN – Declarations of Due Diligence filed 12/11/14 states that the names of all paternal grandparents are unknown to the petitioner and she is unable to locate someone she doesn't know</p> <p>Maternal grandfather: HECTOR GOMEZ – Served by mail on 12/10/14</p> <p>Petitioner states that the girls have been in her care since May 2012. Their mother is on the streets abusing drugs.</p> <p>Court Investigator Julie Negrete filed a report on 01/26/15.</p>		
Cont. from			<p>1. Need proof of personal service at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Guardian of the Person <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for:</p> <p>a. Kimberly's father</p> <p>b. Juan Vasquez (Linda's father) – unless diligence is found</p> <p>c. Paternal grandparents – unless diligence is found</p>
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
✓ Notice of Hrg			
✓ Aff.Mail	w/		
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.	x		
✓ Conf. Screen			
✓ Letters			
✓ Duties/Supp			
Objections			
Video Receipt			
✓ CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
✓ UCCJEA			
Citation			
FTB Notice			
			Reviewed by: JF
			Reviewed on: 02/03/15
			Updates:
			Recommendation:
			File 19 – Avitia & Gomez

Jose, 15		<p align="center"><u>TEMPORARY EXPIRES 02/05/15</u></p> <p>JOSE RAMIREZ and DELIA RAMIREZ, maternal grandparents, are Petitioners.</p> <p>Father: MARVIN VILLALOBOS – Personally served on 02/11/14</p> <p>Mother: NATALY VILLALOBOS – Consent & Waiver of Notice filed 12/12/14</p> <p>Paternal grandfather: UNKNOWN Paternal grandmother: VILMA VILLALOBOS</p> <p>Petitioners state the mother comes and goes from the home leaving the children in their care. The children's father rarely visits.</p> <p>Court Investigator Dina Calvillo filed a report on 01/29/15.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: a. Paternal grandfather b. Vilma Villalobos (paternal grandmother)</p>	
Jennifer, 14				
Cont. from				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input type="checkbox"/>	Aff.Mail			x
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input checked="" type="checkbox"/>	Pers.Serv.			w/
<input checked="" type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input checked="" type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input checked="" type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
		<p>Reviewed by: JF</p> <p>Reviewed on: 02/03/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 20 - Villalobos</p>		

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 12-1-14		DEBRA ZAHARIADES , Daughter and named Executor without bond, is Petitioner. Full IAEA – ok Will dated 12-20-01 Residence: Prather, CA Publication: Mountain Press Estimated value of estate: Personal property: \$ 20,000.00 Annual income: \$ 14,000.00 Real property: \$270,000.00 Total: \$304,000.00 Probate Referee: Steven Diebert	NEEDS/PROBLEMS/COMMENTS: 1. The decedent's will is not self-proving. Need Proof of Subscribing Witness (DE-131). 2. Petitioner did not attach a copy of the will to the petition pursuant to Probate Code §8002(b). Need declaration with attached copy. 3. The petition is blank at #5a (1) or (2). Was the decedent survived by a spouse? If spouse is deceased, need date of death. 4. The petition is blank at #5a(7) or (8). Was the decedent survived by issue of a predeceased child? 5. Petitioner lists only herself and her sister at #8 to the petition; however, the will appears to name at least one additional heir. Therefore, need declaration containing a corrected list of heirs pursuant to #8 of the petition, including ages, addresses, and relationship to the decedent. 6. Need Notice of Petition to Administer Estate. 7. Need proof of service of Notice of Petition to Administer Estate at least 15 days prior to the hearing on all entitled to notice (see #8) pursuant to Probate Code §8110. <u>Note:</u> Denise Hardoy signed a "Waiver of Notice of Proposed Action" (form DE-166); however, this form does not apply to this petition and hearing. See Probate Code §8100 et seq. <u>Note:</u> If granted, the Court will set status hearings as follows: <ul style="list-style-type: none"> Thursday, June 4, 2015 for the filing of the Inventory and Appraisal Thursday, June 9 for the filing of the first account or petition for final distribution. If the proper items are on file prior to the status hearing dates, the status hearings may come off calendar.
<input type="checkbox"/>	Aff.Sub.Wit. x		
<input checked="" type="checkbox"/>	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg x		
	Aff.Mail x		
<input checked="" type="checkbox"/>	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
<input checked="" type="checkbox"/>	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		Reviewed by: skc	
		Reviewed on: 2-2-15	
		Updates:	
		Recommendation:	
		File 22 – Palmer	

Atty Farradzs, Jayson (Pro Per Petitioner)

Atty Farradzs, Jerahmy (Pro Per Petitioner)

Petition to Determine Succession to Real Property (Prob. C. 13151)

DOD: 1-6-14	JAYSON FARRADZS and JERAHMY FARRADZS , sons, are Petitioners.	NEEDS/PROBLEMS/COMMENTS:
	40 days since DOD	
	No other proceedings	
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified	I&A: \$95,000.00	
<input checked="" type="checkbox"/> Inventory	Decedent died intestate	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.	Petitioners request Court determination that the decedent's 100% interest in real property located at 6639 N. Clark St., in Fresno passes to them in one half undivided interests each.	
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: skc
		Reviewed on: 2-3-15
		Updates: 2-4-15
		Recommendation: SUBMITTED
		File 23 – Farradzs

Atty Moncton, Nicole (Pro Per – Paternal Aunt – Petitioner)

Atty Moncton, Matthew (Pro Per – Paternal Uncle – Petitioner)

Petition for Appointment of Temporary Guardianship of the Person (Prob. C. 2250)

			See petition for details.	NEEDS/PROBLEMS/COMMENTS: 1. Need Notice of Hearing. 2. Need proof of personal service of Notice of Hearing with a copy of the temp petition at least five court days prior to the hearing pursuant to Probate Code §2250(e) <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on: - Claudia Villareal (Mother)
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg	X		
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.	X		
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 2-3-15	
			Updates:	
			Recommendation:	
			File 24 – Tompkins	

**25 Ezabella Macias, Julia Macias, and
Rudy Cruz (GUARD/P)**

Case No. 15CEPR00070

Atty Fierro, Aurora (Pro Per – Maternal Grandmother – Petitioner)

Petition for Appointment of Temporary Guardianship of the Person (Prob. C. 2250)

			See petition for details.	NEEDS/PROBLEMS/COMMENTS: 3. Need Notice of Hearing. 4. Need proof of personal service of Notice of Hearing with a copy of the temp petition at least five court days prior to the hearing pursuant to Probate Code §2250(e) <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on: - Ezabella Macias (Minor) - Oscar Macias (Father)
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg	x		
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.	x		
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 2-3-15	
			Updates:	
			Recommendation:	
			File 25 – Macias & Cruz	

Petition for Appointment of Temporary Guardianship of the Person (Prob. C. 2250)

			See petition for details.	NEEDS/PROBLEMS/COMMENTS: 1. Need Notice of Hearing. 2. Need proof of personal service of Notice of Hearing with a copy of the temp petition at least five court days prior to the hearing pursuant to Probate Code §2250(e) or consent and waiver of notice on: - Jorge Gonzales (Minor)
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg	X		
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.	X		
✓	Conf. Screen			
✓	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 2-3-15	
			Updates:	
			Recommendation:	
			File 26 – Gonzales & Ortega	

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 01/18/14		SANDRA BROWN , named Executor without bond, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: <u>CONTINUED FROM 01/15/15</u> Minute Order from 01/15/15 states: If the declaration that Mr. Farmer has filed is not sufficient, then he will need to file the petition for a lost will. The court will look into what Mr. Farmer states was attached to the Petition. As of 02/02/15 nothing further has been filed and the following issues remain: <ol style="list-style-type: none"> The petition states that the decedent's original will was lost as it could not be located after his death. Pursuant to Probate Code § 6124, there is a presumption that the testator destroyed the will with an intent to revoke it if the original is unable to be located after the testator's death and the original will was last in the testator's possession. Petitioner does not allege any facts rebutting the presumption that decedent destroyed the will with intent to revoke it. Need more information/evidence that the testator did not destroy the will with intent to revoke it. The Letters are not dated. Need Letters that are signed and dated. The Petition is incomplete at item 5(a)(7) or (8) regarding issue of a predeceased child. The Petition indicates that two beneficiaries of the will, Paulette Hayes and Ezola Ridley, are deceased. Pursuant to Local Rule 7.1.1D - If a beneficiary, heir, child, spouse, or registered domestic partner in any action before the Probate Court is deceased, that person's date of death shall be included in the petition.
		Full IAEA – OK	
		Will dated 01/12/01	
		Residence: Fresno	
		Publication: The Business Journal	
Cont. from 080714, 100214, 112014, 011515		Estimated Value of the Estate:	
✓	Aff.Sub.Wit.	Personal property - \$ 50,000.00	
✓	Verified	Real property - 86,000.00	
	Inventory	Total - \$136,000.00	
	PTC		
	Not.Cred.		
✓	Notice of Hrg	Probate Referee: RICK SMITH	
✓	Aff.Mail	Declaration of Sandra Brown, filed 12/31/14 states: She knew Mr. Robinson as a father figure from the time she was 6 years old up until his death. He spoke to her a number of times regarding his estate and in 2010 he showed her and discussed his will and how he wanted his final arrangements organized. In 2011, he once again showed her the will that is attached to her Petition for Probate and stated that these were his wishes and that nothing is to be or would be changed.	
✓	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order	Note: If the petition is granted status hearings will be set as follows: <ul style="list-style-type: none"> Thursday, 06/11/15 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> Thursday, 03/10/16 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. 	
	Aff. Posting	Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter, the status hearing will come off calendar and no appearance will be required	
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: JF Reviewed on: 02/02/15 Updates: Recommendation: File 27 – Robinson